

US00D866259S

(12) **United States Design Patent** (10) **Patent No.:** **US D866,259 S**  
**Jacobsen** (45) **Date of Patent:** **\*\* \*Nov. 12, 2019**

(54) **BOTTLE**  
(71) Applicant: **RTIC IP, LLC**, Houston, TX (US)  
(72) Inventor: **James Matthew Jacobsen**, Houston, TX (US)  
(73) Assignee: **RTIC IP, LLC**, Houston, TX (US)  
(\* ) Notice: This patent is subject to a terminal disclaimer.

D782,881 S 4/2017 Seiders et al.  
D783,367 S 4/2017 Seiders et al.  
D783,368 S 4/2017 Seiders et al.  
D784,775 S 4/2017 Seiders et al.  
D786,012 S \* 5/2017 Hein ..... D7/396.2  
D788,544 S 6/2017 Seiders et al.  
D790,285 S 6/2017 Seiders et al.  
D790,920 S 7/2017 Goodwin et al.  
D794,397 S 8/2017 Seiders et al.  
D795,013 S 8/2017 Shultz et al.  
D795,019 S 8/2017 Seiders et al.  
D795,020 S 8/2017 Seiders et al.

(Continued)

(\*\*) Term: **15 Years**

**OTHER PUBLICATIONS**

(21) Appl. No.: **29/646,924**

US D774,840 S, 12/2016, Seiders et al. (withdrawn)

(22) Filed: **May 8, 2018**

(Continued)

(51) **LOC (12) Cl.** ..... **07-01**

*Primary Examiner* — Derrick E Holland

(52) **U.S. Cl.**

*Assistant Examiner* — Andrew Kerr

USPC ..... **D7/511**; D9/516; D9/549

(74) *Attorney, Agent, or Firm* — Fish & Richardson P.C.

(58) **Field of Classification Search**

USPC ..... D7/393, 394, 396.1, 396.2, 397, 509,  
D7/510, 511, 533, 536, 543; D9/763,  
D9/767, 772, 516, 520, 530, 531, 537,  
D9/544, 545, 549, 564

(57) **CLAIM**

The ornamental design for a bottle, as shown and described.

CPC ..... A45F 3/16; A47G 19/2266; B65D 41/04;  
B65D 41/0414; B65D 51/18

**DESCRIPTION**

See application file for complete search history.

FIG. 1 is a front view of a bottle showing my design;  
FIG. 2 is a rear view thereof;  
FIG. 3 is a right side view thereof;  
FIG. 4 is a left side view thereof;  
FIG. 5 is a top view thereof; and,  
FIG. 6 is a bottom view thereof.

The surface shading and contour lines shown in the drawings represent the three-dimensional character and contour of the article, and are not intended to illustrate material, surface ornamentation or surface decoration.

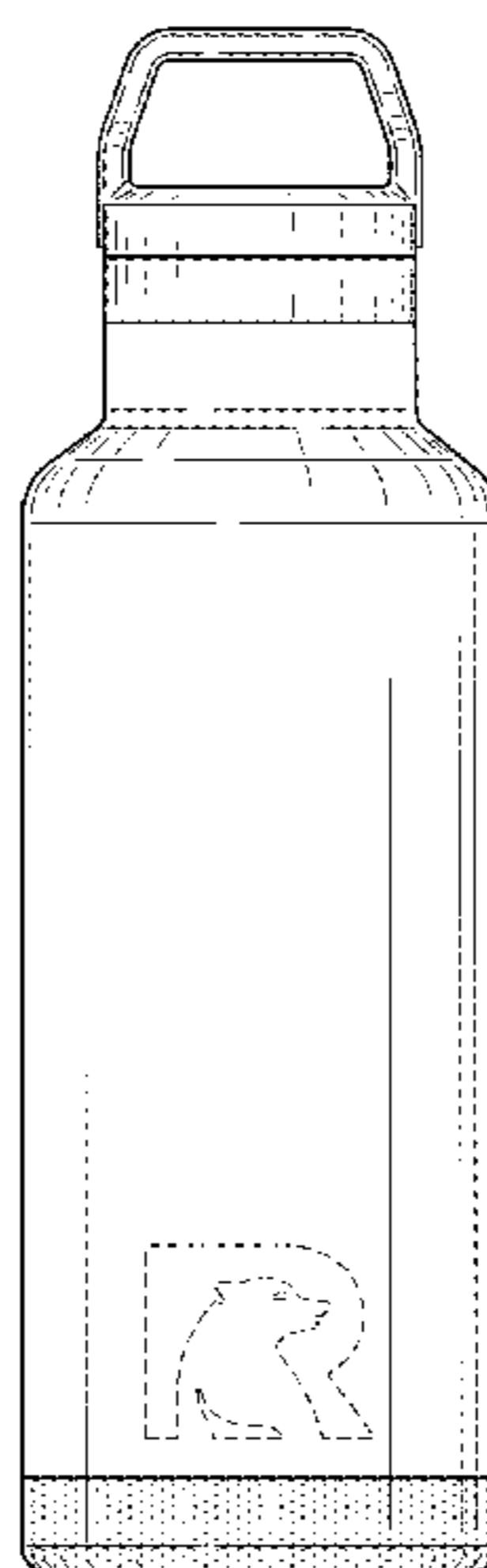
The broken lines showing portions of the bottle are for the purposes of illustrating environmental structure only and forms no part of the claimed design.

(56) **References Cited**

**U.S. PATENT DOCUMENTS**

D628,486 S \* 12/2010 Lane ..... D7/510  
D652,255 S \* 1/2012 Carland ..... D7/510  
D662,360 S 6/2012 George  
D668,913 S 10/2012 Mayer  
D672,609 S 12/2012 Aziz et al.  
D696,906 S 1/2014 Roth  
D724,385 S \* 3/2015 Hurley ..... D7/511  
D762,418 S 8/2016 Sorensen et al.  
D774,363 S 12/2016 Seiders et al.  
D774,837 S 12/2016 Seiders et al.  
D781,662 S 3/2017 Seiders et al.

**1 Claim, 5 Drawing Sheets**





(56)

References Cited

U.S. PATENT DOCUMENTS

D799,898 S	10/2017	Yao	
D803,632 S	11/2017	Seiders et al.	
D804,254 S	12/2017	Seiders et al.	
D804,255 S	12/2017	Seiders et al.	
D804,256 S	12/2017	Seiders et al.	
D805,852 S	12/2017	Seiders et al.	
D807,125 S	1/2018	Seiders et al.	
D807,126 S	1/2018	Seiders et al.	
D809,344 S	2/2018	Guthrie	
D811,818 S	3/2018	Wu	
D812,428 S	3/2018	Wu	
D814,928 S	4/2018	Seiders et al.	
D820,650 S *	6/2018	Seiders	D7/608
D821,146 S	6/2018	Steinmann	
D823,061 S	7/2018	Murosky et al.	
D823,068 S *	7/2018	Seiders	D7/608
10,017,301 B2	7/2018	Hein et al.	
D828,094 S *	9/2018	Jackson	D7/511
D831,433 S *	10/2018	Fleischhut	D7/608
D831,436 S *	10/2018	Seiders	D7/608
10,111,410 B2	10/2018	Glasser	
D837,589 S *	1/2019	Dalton	D7/391
D837,598 S	1/2019	Silsby	
D839,673 S *	2/2019	Meyers	D7/510
D839,675 S	2/2019	Beckman	
2016/0003615 A1 *	1/2016	Biswas	G01F 23/0076 702/151
2017/0119212 A1	5/2017	Petrillo et al.	

OTHER PUBLICATIONS

US D775,903 S, 01/2017, Seiders et al. (withdrawn)  
 26oz Water Bottle | posted at Amazon.com, posted on May 25, 2018, © 1996-2018 Amazon.com, [online], [site visited Mar. 14, 2019]. Available from Internet, <URL: <https://www.amazon.com/RTIC-Insulated-Stainless-Standard-Charcoal/dp/B07D9X72F5/>> (Year: 2018).\*

U.S. Appl. No. 29/622,225, filed Oct. 16, 2017, Jacobsen.  
 U.S. Appl. No. 29/266,226, filed Oct. 16, 2017, Jacobsen.  
 U.S. Appl. No. 29/622,229, filed Oct. 16, 2017, Jacobsen.  
 U.S. Appl. No. 29/622,232, filed Oct. 16, 2017, Jacobsen.  
 U.S. Appl. No. 29/622,236, filed Oct. 16, 2017, Jacobsen.  
 U.S. Appl. No. 29/622,240, filed Oct. 16, 2017, Jacobsen.  
 U.S. Appl. No. 29/631,003, filed Dec. 26, 2017, Jacobsen.  
 U.S. Appl. No. 29/646,907, filed May 8, 2018, Jacobsen.  
 U.S. Appl. No. 29/646,914, filed May 8, 2018, Jacobsen.  
 U.S. Appl. No. 29/646,918, filed May 8, 2018, Jacobsen.  
 U.S. Appl. No. 29/646,934, filed May 8, 2018, Jacobsen.  
 U.S. Appl. No. 29/646,937, filed May 8, 2018, Jacobsen.  
 U.S. Appl. No. 29/656,306, filed Jul. 11, 2018, Jacobsen.  
 U.S. Appl. No. 29/656,315, filed Jul. 11, 2018, Jacobsen.  
 U.S. Appl. No. 29/656,312, filed Jul. 11, 2018, Jacobsen.  
 U.S. Appl. No. 29/656,316, filed Jul. 11, 2018, Jacobsen.  
 U.S. Appl. No. 29/656,314, filed Jul. 11, 2018, Jacobsen.  
 U.S. Appl. No. 29/656,322, filed Jul. 11, 2018, Jacobsen.

'amazon.com' [online]. "32 oz Stainless Steel Water Bottle, Fnova Flask Insulated Double Walled Vacuum Thermos, Wide Mouth bouns Protective Pouch/Carry Cover and Coffee Lid, BPA-Free, Cold 24 Hrs / Hot 12 Hrs." Published on or before Oct. 15, 2017, Retrieved from the Internet: URL<<https://www.amazon.com/dp/B015388COY>>. 10 pages.

'amazon.com' [online]. "bkr—Best Original Glass Water Bottle—Premium Quality—Soft Silicone Protective Sleeve—BPA Free—Dishwasher Safe," Published on or before Oct. 15, 2017, Retrieved from the Internet: URL<[https://www.amazon.com/bkr-Original-Silicone-Protective-Dishwasher/dp/B01L6QFY8E/ref=sr\\_1\\_290\\_sspa?ie=UTF8&qid=1517367744&sr=8-290-spons&keywords=water+bottle+with+twist+cap&psc=1](https://www.amazon.com/bkr-Original-Silicone-Protective-Dishwasher/dp/B01L6QFY8E/ref=sr_1_290_sspa?ie=UTF8&qid=1517367744&sr=8-290-spons&keywords=water+bottle+with+twist+cap&psc=1)>. 8 pages.

'amazon.com' [online]. "Lifefactory BPA-Free Classic Cap for 12-Ounce, 16-Ounce, and 22-Ounce Glass Bottles, Carbon," Pub-

lished on or before Oct. 15, 2017, Retrieved from the Internet: URL<[https://www.amazon.com/Lifefactory-BPA-Free-12-Ounce-16-Ounce-22-Ounce/dp/B004XFX24O/ref=sr\\_1\\_42?ie=UTF8&qid=1517369593&sr=8-42&keywords=replacement+bottle+screw+caps](https://www.amazon.com/Lifefactory-BPA-Free-12-Ounce-16-Ounce-22-Ounce/dp/B004XFX24O/ref=sr_1_42?ie=UTF8&qid=1517369593&sr=8-42&keywords=replacement+bottle+screw+caps)>. 10 pages.

'amazon.com' [online]. "MIRA Stainless Steel Vacuum Insulated Water Bottle | Thermos Flask Keeps Cold for 24 hours & Hot for 12 hoursDoesn't Sweat | Powder Coated Sports Bottle | 2 Lids," Published on or before Oct. 15, 2017, Retrieved from the Internet: URL<[https://www.amazon.com/MIRA-Stainless-Vacuum-Insulated-Thermos/dp/B078JV7MLF/ref=cm\\_cr\\_arp\\_d\\_product\\_top?ie=UTF8](https://www.amazon.com/MIRA-Stainless-Vacuum-Insulated-Thermos/dp/B078JV7MLF/ref=cm_cr_arp_d_product_top?ie=UTF8)>. 9 pages.

'amazon.com' [online]. "qottle Vacuum Insulated Stainless Steel Water Bottle-Hydro Double Wall Leak Proof Flask—BPA Free Cap Thermal Bottle for Gym Hiking Camping Travel Office Outdoor Sports 3 sizes, 4 colors," Published on or before Oct. 15, 2017, Retrieved from the Internet: URL<[https://www.amazon.com/qottle-Vacuum-Insulated-Stainless-Bottle-Hydro/dp/B078B9TVXZ/ref=cm\\_cr\\_arp\\_d\\_product\\_top?ie=UTF8&th=1](https://www.amazon.com/qottle-Vacuum-Insulated-Stainless-Bottle-Hydro/dp/B078B9TVXZ/ref=cm_cr_arp_d_product_top?ie=UTF8&th=1)>. 7 pages.

'amazon.com' [online]. "qottle Vacuum Insulated Stainless Steel Water Bottle-Hydro Double Wall Leak Proof Flask—BPA Free Cap Thermal Bottle for Gym Hiking Camping Travel Office Outdoor Sports 3 sizes, 4 colors," Published on or before Oct. 15, 2017, Retrieved from the Internet: URL<[https://www.amazon.com/qottle-Vacuum-Insulated-Stainless-Bottle-Hydro/dp/B078S72WQ2/ref=cm\\_cr\\_arp\\_d\\_product\\_top?ie=UTF8](https://www.amazon.com/qottle-Vacuum-Insulated-Stainless-Bottle-Hydro/dp/B078S72WQ2/ref=cm_cr_arp_d_product_top?ie=UTF8)>. 7 pages.

'amazon.com' [online]. "Savvy Infusion Water Bottle—24 or 32 Ounce—Featuring Unique Leak-Proof Silicone Sealed Cap w/ Handle—Includes Bonus Recipe Ebook," Published on or before Oct. 15, 2017, Retrieved from the Internet: URL<[https://www.amazon.com/Savvy-Infusion-Water-Bottle-Leak-Proof/dp/B01923FJ3S/ref=sr\\_1\\_166?ie=UTF8&qid=1517366958&sr=8-166&keywords=water+bottle+with+cap](https://www.amazon.com/Savvy-Infusion-Water-Bottle-Leak-Proof/dp/B01923FJ3S/ref=sr_1_166?ie=UTF8&qid=1517366958&sr=8-166&keywords=water+bottle+with+cap)>. 11 pages.

'amazon.com' [online]. "Simple Modern 20 Ounce Ascent Water Bottle—Vacuum Insulated Narrow Mouth Leak Proof Cupholder Friendly 18/8 Stainless Steel Powder Coated—5 Sizes, 22 Colors," Published on or before Oct. 15, 2017, Retrieved from the Internet: URL<[https://www.amazon.com/Simple-Modern-Ounce-Ascent-Bottle/dp/B01MSN3ZHH/ref=sr\\_1\\_19\\_sspa?ie=UTF8&qid=1517366780&sr=8-19-spons&keywords=water+bottle+with+cap&psc=1](https://www.amazon.com/Simple-Modern-Ounce-Ascent-Bottle/dp/B01MSN3ZHH/ref=sr_1_19_sspa?ie=UTF8&qid=1517366780&sr=8-19-spons&keywords=water+bottle+with+cap&psc=1)>. 9 pages.

'amazon.com' [online]. "The Coldest Water Bottle Growler 64 oz Vacuum Insulated Growler and Wide Mouth Water Bottle—Cold up to 36 Hrs / Hot 13 Hrs Double Walled Flask—With Strong Cap," Published on or before Oct. 15, 2017, Retrieved from the Internet: URL<[https://www.amazon.com/Coldest-Water-Bottle-Growler-Insulated/dp/B01LYH6XWY/ref=cm\\_cr\\_arp\\_d\\_product\\_top?ie=UTF8](https://www.amazon.com/Coldest-Water-Bottle-Growler-Insulated/dp/B01LYH6XWY/ref=cm_cr_arp_d_product_top?ie=UTF8)>. 9 pages.

'hydroflask.com' [online]. "Standard Mouth Flex Cap," Published on or before Oct. 15, 2017, Retrieved from the Internet: URL<<https://www.hydroflask.com/standard-mouth-flex-cap#92=19>>. 9 pages.

'hydroflask.com' [online]. "32 oz Wide Mouth" Published on or before Oct. 15, 2017, Retrieved from the Internet: URL<<https://www.hydroflask.com/32-oz-wide-bottle#92=54>>. 15 pages.

'mightynest.com' [online]. "Glass Water Bottle Cap," Published on or before Oct. 15, 2017, Retrieved from the Internet: URL<<https://mightynest.com/shop/water-bottles/glass-water-bottles/glass-water-bottle-cap-10-colors>>. 3 pages.

'target.com' [online]. "Cheeky® 32oz Insulated Stainless Steel Water Bottle—White with Black Speckles," Published on or before Oct. 15, 2017, Retrieved from the Internet: URL<<https://www.target.com/p/cheeky-174-32oz-insulated-stainless-steel-water-bottle-white-with-black-speckles/-/A-52379202#1nk=newtab>>. 4 pages.

'target.com' [online]. "Klean Kanteen Insulated Wide Stainless Steel Bottle—20oz," Published on or before Oct. 15, 2017, Retrieved from the Internet: URL<<https://www.target.com/p/klean-kanteen-insulated-wide-stainless-steel-bottle-20oz/-/A-51313251#1nk=newtab>>. 5 pages.

'target.com' [online]. "MyBevi Campus 18oz Vacuum Insulated Stainless Steel Water Bottle," Published on or before Oct. 15, 2017, Retrieved from the Internet: URL<<https://www.target.com/p/mybevi-campus-18oz-vacuum-insulated-stainless-steel-water-bottle/-/A-52450292#1nk=newtab>>. 4 pages.



(56)

**References Cited**

## OTHER PUBLICATIONS

'walmart.com' [online]. "Ozark Trail Double Wall Stainless Steel Water Bottle—36oz," Published on or before Oct. 15, 2017, Retrieved from the Internet: URL<<https://www.walmart.com/ip/Ozark-Trail-Double-Wall-Stainless-Steel-Water-Bottle-36oz/549118450?wmlspartner=wlp&selectedSellerId=0&adid=22222222227085432601&wmlspartner=wmtlabs&w10=&w11=g&w12=c&w13=199504733263&w14=pla-323484950805&w15=9031353&w16=&w17=&w18=&w19=pla&w110=8175035&w11=online&w112=549118450&w113=&veh=sem>>. 6 pages.

18 oz bottle, RTIC IP, LLC, first disclosed on Apr. 1, 2016, 7 pages.

36 oz bottle, RTIC IP, LLC, first disclosed on Apr. 1, 2016, 5 pages.

64 oz bottle, RTIC IP, LLC, first disclosed on Apr. 1, 2016, 7 pages.

U.S. Appl. No. 29/622,226, filed Oct. 16, 2017, Jacobsen.

'yeti.com' [online]. "Rambler 18oz Bottle," Published on or before Oct. 15, 2017, Retrieved from the Internet: URL<<https://www.yeti.com/drinkware/rambler-18-oz-bottle/YRAM18.html>>. 7 pages.

'yeti.com' [online]. "Rambler 26oz Bottle," Published on or before Oct. 15, 2017, Retrieved from the Internet: URL<<https://www.yeti.com/drinkware/rambler-26-oz-bottle/YRAM26.html>>. 7 pages.

'yeti.com' [online]. "Rambler 36oz Bottle," Published on or before Oct. 15, 2017, Retrieved from the Internet: URL<<https://www.yeti.com/drinkware/rambler-36-oz-bottle/YRAM36.html>>. 7 pages.

RTIC Bottle 36OZ | posted at Amazon.com, posted on Jun. 8, 2016, © 1996-2018 Amazon.com, [online], [site visited Dec. 19, 2018]. Available from Internet, <URL:[https://www.amazon.com/Rtic-Stainless-Steel-Bottle-36oz/dp/B01GS9MUHM/ref=sr\\_1\\_10?ie=UTF8&qid=1545171237&sr=8-10&keywords=rtic+tallboy/](https://www.amazon.com/Rtic-Stainless-Steel-Bottle-36oz/dp/B01GS9MUHM/ref=sr_1_10?ie=UTF8&qid=1545171237&sr=8-10&keywords=rtic+tallboy/)> (Year: 2016).

RTIC Bottle 64OZ | posted at Amazon.com, posted on Jun. 8, 2016, © 1996-2018 Amazon.com, [online], [site visited Dec. 19, 2018]. Available from Internet, <URL:<https://www.amazon.com/Rtic-Stainless-Steel-Bottle-64oz/dp/B01GS9MUFYI/>> (Year: 2016).

\* cited by examiner

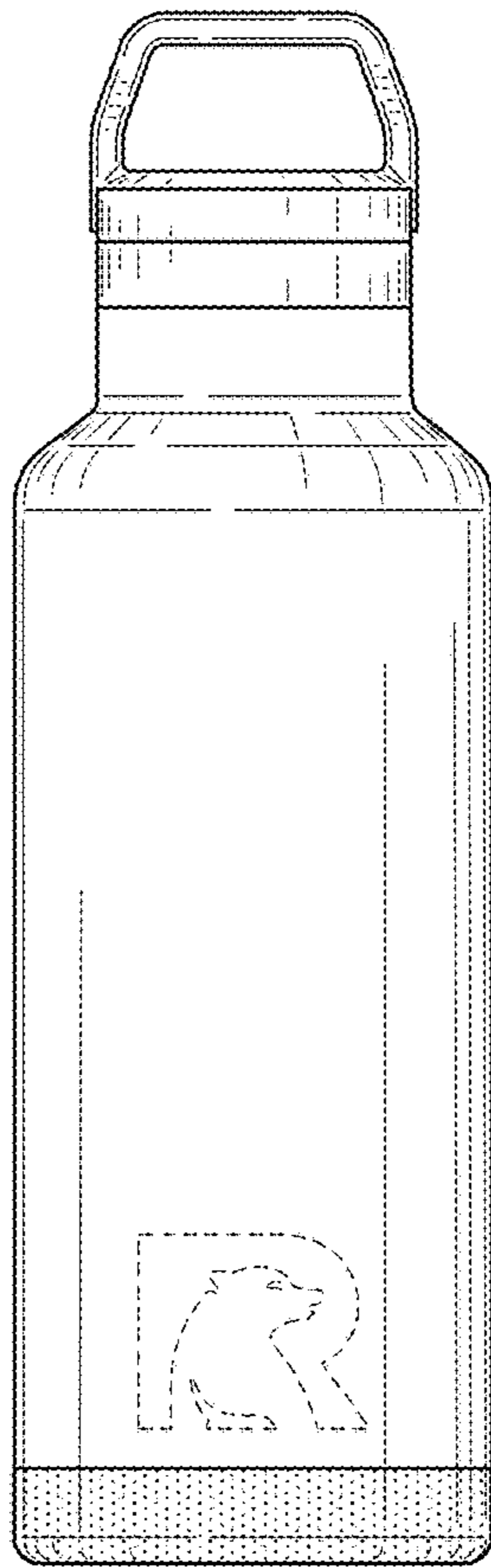


FIG. 1

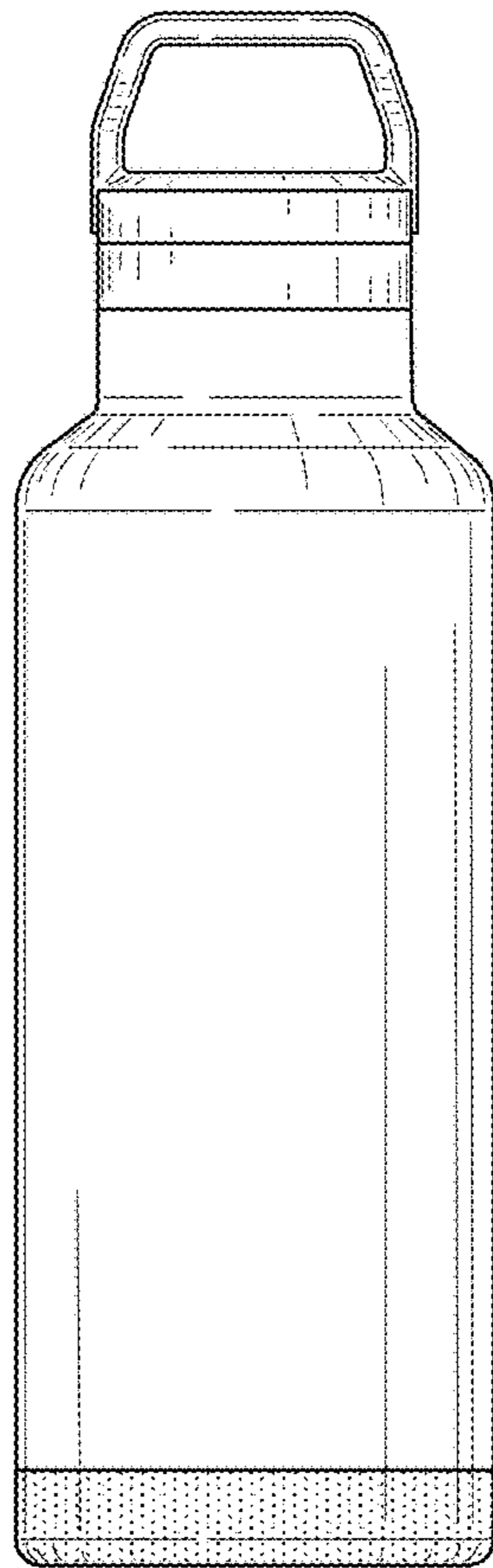


FIG. 2

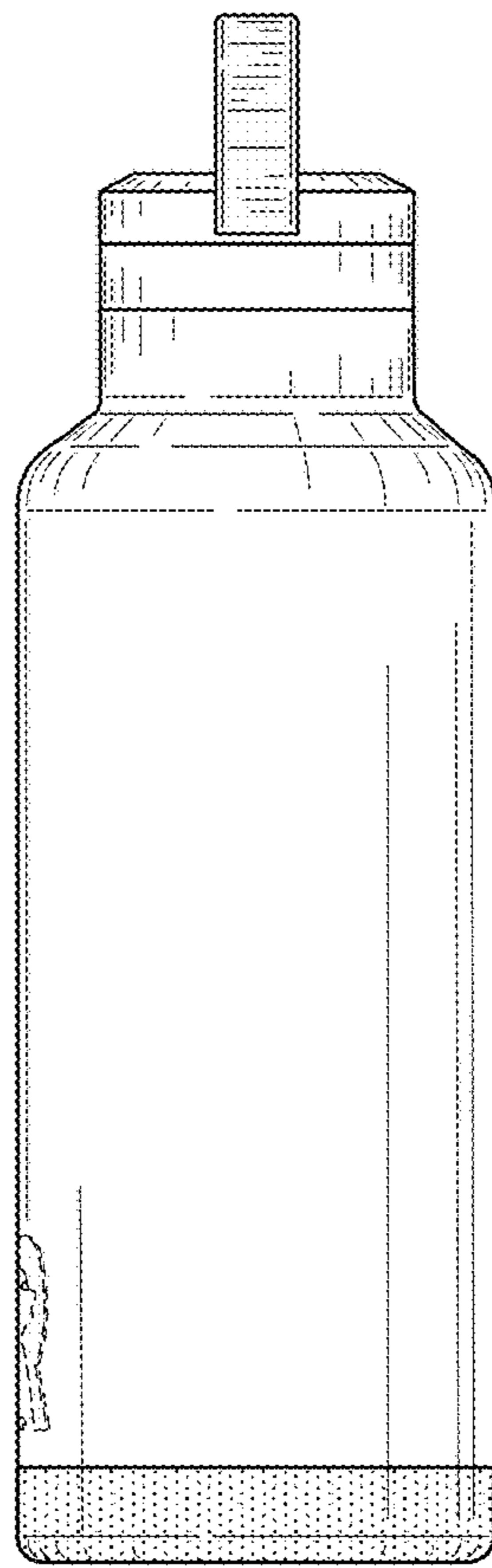


FIG. 3

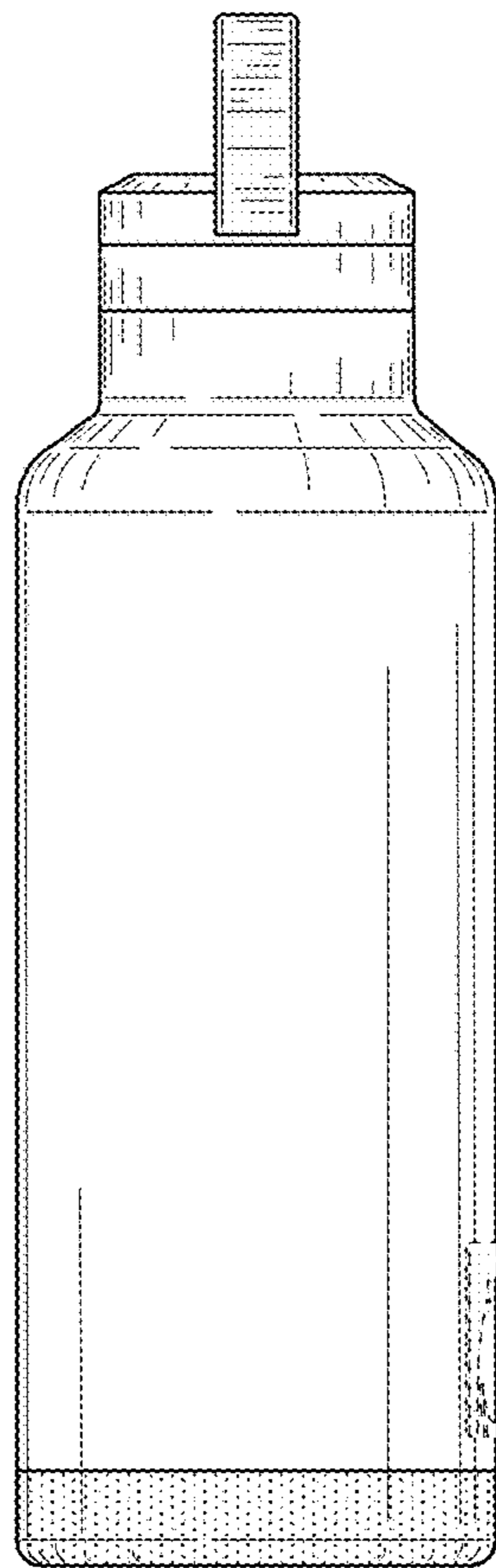


FIG. 4

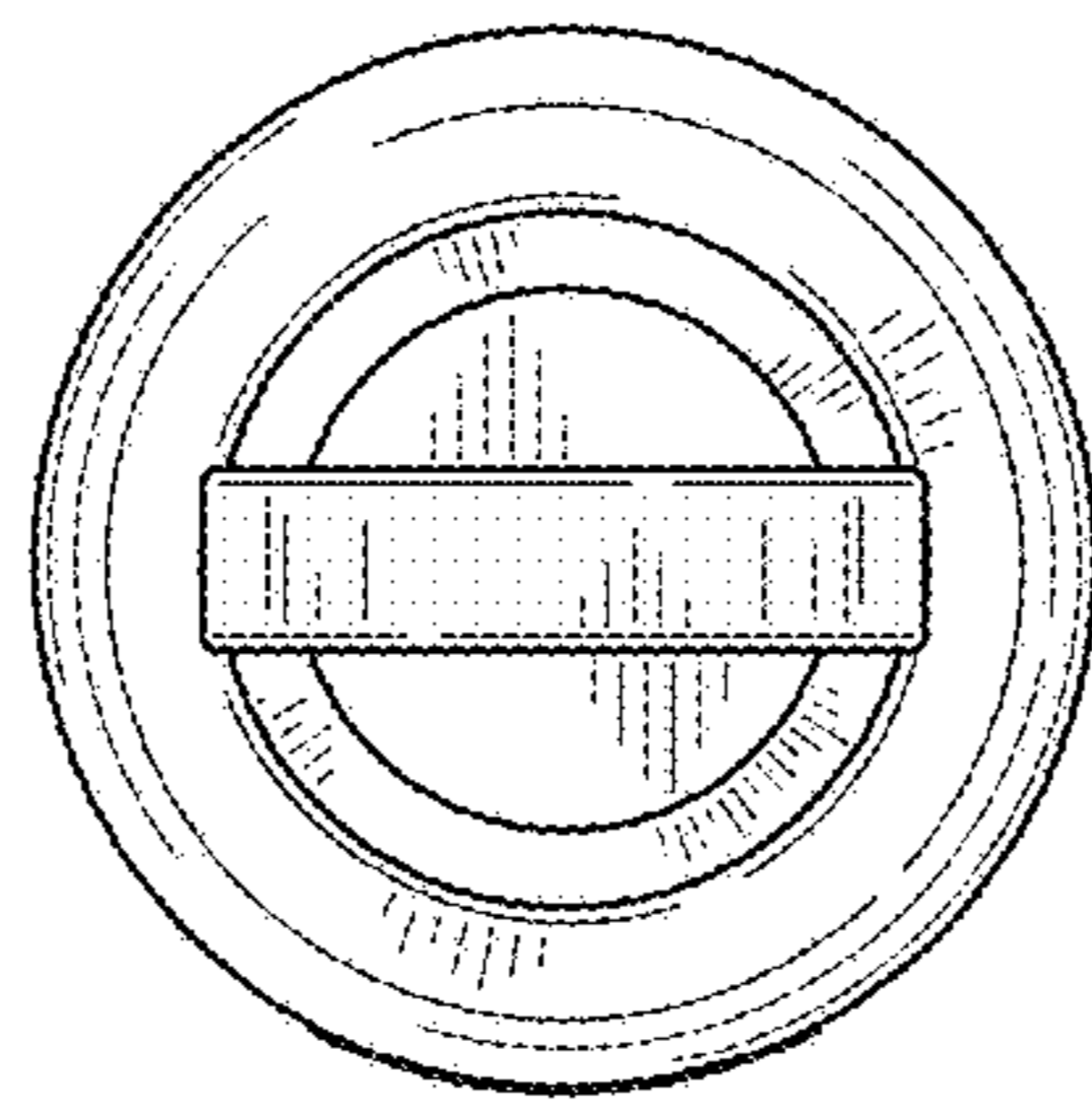


FIG. 5

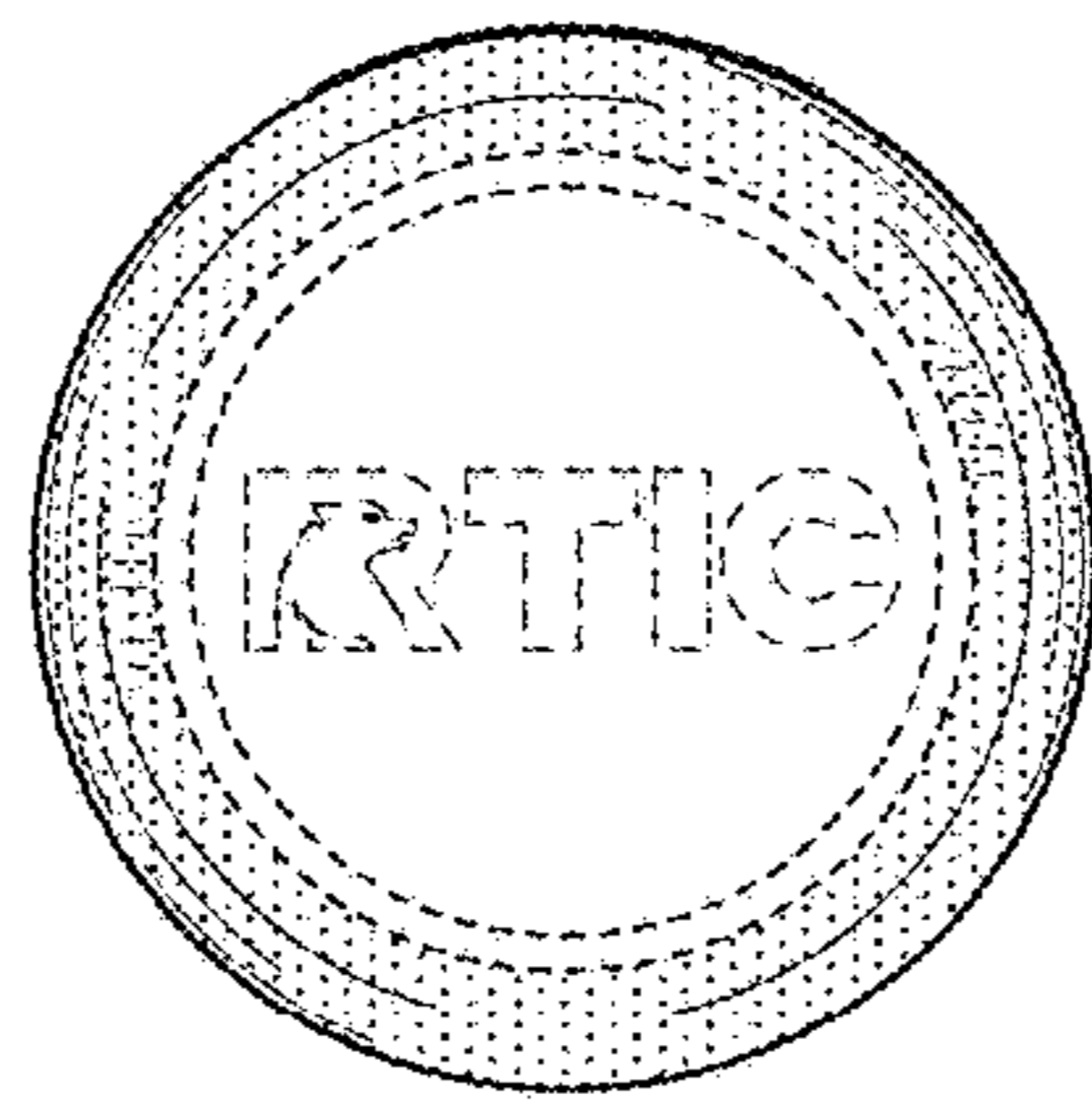


FIG. 6